

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Kiener, P. et al.  
Serial No.: 10/823,254  
Filed: Apr 12, 2004  
For: EphA2 and hyperproliferative cell disorders

Art Unit: 1642  
Examiner: Halvorson, M.  
Atty. Docket: EP400US  
Confirmation No.: 5469

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.56**

Mail Stop Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a supplemental listing of documents known to the Applicants in order to comply with the duty of disclosure pursuant to 37 CFR §1.56.

The submission of any document herewith, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

**TIMING OF THE DISCLOSURE**

The listed documents are being submitted before the mailing date of the Final Rejection or the Notice of Allowance. Per 37 CFR §1.97(c). Applicants hereby pay the \$180.00 fee.

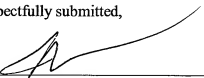
Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form entitled "Information Disclosure Statement by Applicant" be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 500479.

Respectfully submitted,

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By:

  
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